



January 30, 2001

SENATE BILL No. 9

DIGEST OF SB 9 (Updated January 25, 2001 10:17 am - DI jhm)

Citations Affected: IC 36-8.

Synopsis: Fire Protection Territory. Requires the legislative body of each unit creating a fire protection territory to give notice of and hold a public hearing before adopting an ordinance to create the territory. Provides that different property tax rates may apply in the units that make up the territory, so long as a rate applies uniformly to all of a unit's taxable property within the territory.

Effective: Upon passage.

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January 8, 2001, read first time and referred to Committee on Rules and Legislative Procedure.

January 29, 2001, amended; reassigned to Committee on Governmental and Regulatory Affairs.

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SB 9—LS 6222/DI 13+



January 30, 2001

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

SENATE BILL No. 9

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 36-8-19-6 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 6. (a) To establish
3 a fire protection territory, the legislative bodies of each unit desiring to
4 become a part of the proposed territory must adopt identical ordinances
5 after January 1 but before April 1 authorizing the unit to become a
6 party to an agreement for the establishment of a fire protection
7 territory. **Before adopting an ordinance under this section, a**
8 **legislative body must hold a public hearing to receive public**
9 **comment on the proposed ordinance. The legislative body must**
10 **give notice of the hearing under IC 5-3-1.** The ordinance shall
11 include at least the following:
12 (1) The boundaries of the proposed territory.
13 (2) The identity of the provider unit and all other participating
14 units desiring to be included within the territory.
15 (3) An agreement to impose:
16 (A) a uniform tax rate upon all of the taxable property within
17 the territory for fire protection services; **or**

SB 9—LS 6222/DI 13+



1 **(B) different tax rates for fire protection services for the**
2 **units desiring to be included within the territory, so long as**
3 **a tax rate applies uniformly to all of a unit's taxable**
4 **property within the territory.**

5 (4) The contents of the agreement to establish the territory.

6 (b) An ordinance adopted under this section takes effect July 1 of
7 the year the ordinance is adopted.

8 SECTION 2. IC 36-8-19-7 IS AMENDED TO READ AS
9 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. A tax levied
10 under this chapter must be levied at:

11 **(1) a uniform rate upon all taxable property within the territory;**
12 **or**

13 **(2) different rates for the units included within the territory,**
14 **so long as a tax rate applies uniformly to all of a unit's taxable**
15 **property within the territory.**

16 SECTION 3. An emergency is declared for this act.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 9, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill be reassigned to the Senate Committee on Governmental and Regulatory Affairs.

(Reference is to SB9 as introduced.)

GARTON, Chairperson

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